

July 19, 2012

To: Honorable Members of the Sussex County Board of Supervisors
From: Thomas E. Harris, County Administrator
Subject: Sussex County Board of Supervisors July 19, 2012 Meeting
Public Hearing – 7:00 p.m. / Regular Meeting – 7:30 p.m.
General District Court Room – Sussex Judicial Center

AGENDA

Item 1. 7:00pm Call To Order/Determine Quorum – Chairman

Item 2. The Invocation and Pledge of Allegiance

Item 3. Motion to Enter Public Hearing

- a. **Coyote Ordinance:** A proposed ordinance concerning the payment by the County of a \$25.00 bounty on certain coyotes killed in the County. The proposed ordinance prescribes when and where such coyotes may be hunted, how they shall be presented for payment and restrictions, with criminal penalties, on the possession of certain coyotes within the County.
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Item 4. Public Comment

Item 5. Close Public Hearing

a. Board Discussion

Item 6. Motion to Return to Open Meeting

Item 7. Action on Public Hearing Item

Item 9. Agenda Amendments: *(none at this time)*

Item 10. Approval of Regular Agenda

Recommendation: Move to approve the Sussex County Board of Supervisors July 19, 2012 Regular Meeting Agenda, as presented (or with any amendments).

Item 11. Approval of Consent Agenda

a. Approval of Appropriations

- 1. Minutes of May 17th, May 24th, May 31st, June 11th Minutes

2. Approval of Appropriation: Aid To Localities Funding in the amount of \$26,452.00 (\$23,559.00 current and \$2,893.00 carryover amount from 2011)
3. Approval of Appropriation: 2012 Four For Life Funding in the amount of \$9,845.16 and distribution of \$3,281.72 equally to Waverly Rescue Squad, Stony Creek Rescue and Jarratt Fire Department
4. Approval of Appropriation: \$4,786.06, Sheriff's Department insurance payment
5. Approval of Schools Amended FY 2013 Budget: \$18,923,076.00
6. Approval of Appropriation: Invoice #20190, Rancorn Wildman Architects, \$6,482.95, Elementary School Construction
7. Approval of Appropriation: Application and Certificate for Payment #7, Oyster Point Construction, \$465,672.78, Elementary School Construction Project
8. Approval of Appropriations , Invoice #0009763-IN, GET Solutions, Inc., \$2,872.50, Elementary School Construction
9. Approval of Appropriations: Invoice #26630, Speight Marshall & Francis, \$3,000.00, Elementary School Construction

b. Approval of Warrants and Vouchers

c. Resolution(s)

I-95 RESOLUTION: DRAFT I-95 Resolution in protest of the proposed tolling of I-95 in either Sussex or on I-95 is being prepared and will be provided at the Board meeting.

Recommendation: *To approve the Sussex County I-95 Resolution as drafted and authorize the County Administrator to send copies to Local, State and National representatives as outlined in the Resolution.*

Item 12. Standing Report: Staff/Committees/Organization

Item 12-a. Health Department: No report at this time

Item 12-b. County Administrator's Report

Item 12b-1. Acceptance and Appropriation of Victim Witness Grant: Included in the Board packet is a copy of Department of Criminal Justice Services Grant #13-P9574VG12 in the amount of \$55,246.00, in State General Funds, which has been approved by DCJS.

Recommendation: *To accept Grant #13-P9574VG12 in the amount of \$55,246.00 and to appropriate same.*

Item 12b-2. Virginia Department of Transportation Correspondence

Included in the Board’s packet is a letter from VDOT Residency Administrator, Joseph Lomax regarding road requests from Sussex County. I had previously sent an update of those projects that I was aware of and as reflected in the letter Mr. Lomax suggests that we follow a protocol where complaints are sent to the Administrator, compiled and formally sent to him.

Item 12-c. County Attorney’s Report – no report at this time.

Item 12-d. Treasurer’s Report - *report included*

Item12-e. Commissioner of the Revenue – *no report at this time*

Item12-f. Sheriff’s Department – *no report at this time*

Item 12-g. Superintendent of School – *no report at this time*

Item 12-h. Director of Social Services – *no report at this time*

Item 13. Appointments

- a. Appointment to Planning Commission:** An appointment is needed to replace Mr. Charles S. Owen, Jr., whose term expired April 30, 2012. Mr. Owen does not wish to serve again.

Please be advised that the Board had previously asked that the proposed By-Laws be tabled for a later date. The revisions were made in an attempt to have equal representation from each District without requiring the dismissal on sitting members and after review by the Commission was recommended for approval.

At this time no action has been taken and therefore there still is no equal representation on the Planning Commission.

Furthermore, in an effort to maintain accuracy and to assist Ms. Davis in her duties, please find enclosed a Sussex County Board Bank form. This form will be utilized for applicants for future use of board appointed committees and to assist staff in stream lining the process.

Recommendation: To determine if the Board would choose to approve the new Planning Commission By-Laws before making an appointment to the Planning Commission to replace Mr. Charles S. Owen, Jr.

Item 14. Unfinished Business

- a. Conditional Rezoning Application #2012-01, Willow Woods, LLC, applicant:** (Tabled from June 21, 2012 public hearing meeting). The applicant seeks to rezone approximately 146.79 acres, part of tax map number 13-(A)-5 from A-1, General Agricultural District and B-2, General Business District to Planned Unit Development (PUD). Consistent with the Comprehensive Plan’s future land use designation the rezoning of the aforementioned property will allow for the construction of a mixed use development, consisting of approximately 175 single-family units, 296 multi-family units, 400 senior housing units, recreational amenities, commercial development, and a fire station, which are to be completed in (4) phases over a (20) year period. The applicant has voluntarily proffered several conditions to be attached to the zoning request, if approved. The property in question is located at the intersection of Route 602 (Cabin Point Road) and Route 625 (Newville Road) in the Courthouse Election District.

Recommendation: *The Sussex County Planning Commission approved the application and recommended that it be approved as submitted by the Governing Body.*

- b. Payments for Attorneys’ Fees:** Supervisor Futrell, Waverly District representative has requested that this item be placed on the agenda for Board consideration.

- c. The Improvement Association Presentation/Funding Request:** The Improvement Association has requested to appear before the Board to make a presentation.

Item 15. New Business

Item 16. Reports from Departments/Staff/Commissions

A. Animal Control: *Report included*

B. Building Department: *Report included*

Building and Grounds: *No report at this time*

C. Deputy County Administrator/Director of Economic Development: *Report included*

D. Environmental Inspections: *Report included*

E. Housing Program: *Report included*

F. Planning and Zoning: *Report included*

G. Public Safety: *Report included*

Item 17. Board Members Comments/Reports

Blackwater District:

Courthouse:

Henry District:

Stony Creek District:

Wakefield District:

Waverly District:

Item 18. Hearing of Citizens Comments

Item 19. Closed Session

Recommendation: *To move into Closed Session to discuss:*

1. Personnel Assignment, applicable Code Section 2.2-3711(A)(1)
2. Contractual Services, applicable Code Section 2.2-3711(A)(30)
3. Sheriff's Request, applicable Code Section 2.2-3711(A)(19)

Item 20. Return To Open Session

Recommendation: To move to return to Open Meeting.

Item 21. Certification of Closed Meeting

WHEREAS, the County of Sussex Board of Supervisors has convened a closed meeting on this date pursuant to an affirmative recorded vote in accordance with the Virginia Freedom of Information Act; and

WHEREAS, 2.2-3711 of the Code of Virginia, 1950, as amended, requires a certification by the County of Sussex Board of Supervisors that such closed meeting was conducted in conformity with Virginia Law.

NOW, THEREFORE, BE IT RESOLVED that the County of Sussex Board of Supervisors hereby certifies that to the best of each member’s knowledge, (1) only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act were heard, discussed or considered in the closed meeting to which this certification applies, and (2) only such public business matters, as were identified in the motion by which the closed meeting was convened, were heard, discussed or considered in the meeting to which this certification applies.

Item 22. Motion(s) from Closed Meeting

Item 23. Motion to Continue or Adjourn
